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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Masayuki TAKENAKA et al.

Group Art Unit: 3632

Application No.: 10/714,642

Examiner: T. Lee

Filed: November 18, 2003

Docket No.: 117215

For: VIBRATION PROOF DEVICE FOR CONTROL UNITS OF ELECTRIC DRIVE
UNITS

RESPONSE TO RESTRICTION/ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the October 5, 2005 Restriction/Election of Species Requirement, Applicants provisionally elect Group I, claims 1-20, and within Group I, the Species directed to Figures 1-3. It is submitted that claims 1-6, 8, 9, 11-14, 16, 17, 19 and 20 read on both the elected Species and the Species of Figure 4, and thus are generic to the two identified species. This election is made with traverse.

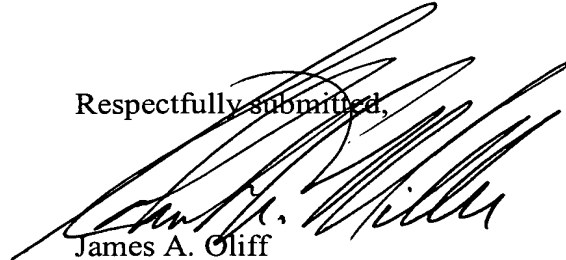
It is also respectfully submitted that the subject matter of all claims 1-26 is sufficiently related that a thorough search for the subject matter of any one Group of claims would encompass a search for the subject matter of the remaining claims. As to the Election of Species Requirement, it is submitted that two Species is not an unreasonable number of Species to examine and thus, at a minimum, claims 1-20 should be examined.

Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that

"if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Thus, withdrawal of the Restriction/Election of Species Requirement is respectfully requested.

Respectfully submitted,



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Date: October 27, 2005

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